



January 15, 2003

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## SENATE BILL No. 88

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DIGEST OF SB 88 (Updated January 13, 2003 11:42 am - DI 102)

**Citations Affected:** IC 3-9.

**Synopsis:** Software for candidate reports. Requires the election division to notify each candidate's committee that the election division will provide at no cost a standardized software program to permit the committee to install the software on a computer and generate an electronic version of the reports and statements required to be filed with the election division.

**Effective:** July 1, 2003.

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**Craycraft, Lawson C, Landske,  
Breux**

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January 7, 2003, read first time and referred to Committee on Elections and Civic Affairs.  
January 14, 2003, amended, reported favorably — Do Pass.

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SB 88—LS 6044/DI 102+



January 15, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## SENATE BILL No. 88

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 3-9-4-4, AS AMENDED BY P.L.126-2002,  
2 SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
3 JULY 1, 2003]: Sec. 4. (a) The election division shall develop a filing  
4 and coding system consistent with the purposes of this article. The  
5 election division and each county election board shall use the filing and  
6 coding system. The coding system must provide:  
7 (1) not more than ten (10) codes to account for various campaign  
8 expenditure items; and  
9 (2) a clear explanation of the kinds of expenditure items that must  
10 be accounted for under each code.  
11 (b) The election division shall develop and use a computer system  
12 to store campaign finance reports required to be filed under IC 3-9-5-6,  
13 IC 3-9-5-10, and IC 3-9-5-20.1. The computer system must enable the  
14 election division to do the following:  
15 (1) Identify all candidates or committees that received  
16 contributions from a contributor over the past three (3) years.  
17 (2) Identify all contributors to a candidate or committee over the

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1 past three (3) years.

2 (3) Provide for electronic submission, retrieval, storage, and  
3 disclosure of campaign finance reports of candidates for the  
4 following:

5 (A) Legislative office.

6 (B) State office.

7 The election division shall provide training at no cost to  
8 candidates to enable candidates described in this subdivision to  
9 file campaign finance reports electronically.

10 **(c) The election division shall notify each candidate's committee**  
11 **that the election division will provide at the committee's request at**  
12 **no cost a standardized software program to permit the committee**  
13 **to install the software on a computer and generate an electronic**  
14 **version of the reports and statements required to be filed with the**  
15 **election division under this article. However, the election division**  
16 **is not required to provide or alter the software program to make**  
17 **the program compatible for installation or operation on a specific**  
18 **computer.**

19 ~~(c)~~ **(d)** This subsection applies to an electronic submission under  
20 subsection (b)(3). An electronic submission must be in a format  
21 previously approved by the commission that permits the election  
22 division to print out a hard copy of the report after the receipt of the  
23 electronic submission from the candidate. Filing of a report occurs  
24 under IC 3-5-2-24.5 on the date and at the time electronically recorded  
25 by the election division's computer system. If a discrepancy exists  
26 between the text of the electronic submission and the printed report, the  
27 text of the printed report prevails until an amendment is filed under this  
28 article to correct the discrepancy.

29 ~~(d)~~ **(e)** The election division is not required to accept an electronic  
30 submission unless the submission complies with subsection (b)(3).  
31 Upon receiving approval from the commission, the election division  
32 may accept an electronic submission from candidates, committees, or  
33 persons described in subsection (b)(3).

34 ~~(e)~~ **(f)** The election division shall make campaign finance reports  
35 stored on the computer system under subsection (b) available to the  
36 general public through an on-line service.

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SENATE MOTION

Mr. President: I move that Senator Lawson C be added as coauthor of Senate Bill 88.

CRAYCRAFT

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SENATE MOTION

Mr. President: I move that Senators Landske and Breaux be added as coauthors of Senate Bill 88.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Elections and Civic Affairs, to which was referred Senate Bill No. 88, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 2, line 7, delete "at no cost to candidates".

Page 2, delete line 8.

Page 2, line 9, delete "candidates' personal computers and".

Page 2, line 9, reset in roman "at no cost to".

Page 2, line 10, reset in roman "candidates".

Page 2, between lines 11 and 12, begin a new paragraph and insert:

**"(c) The election division shall notify each candidate's committee that the election division will provide at the committee's request at no cost a standardized software program to permit the committee to install the software on a computer and generate an electronic version of the reports and statements required to be filed with the election division under this article. However, the election division is not required to provide or alter the software program to make the program compatible for installation or operation on a specific computer."**

Page 2, line 12, strike "(c)" and insert **"(d)"**.

Page 2, line 22, strike "(d)" and insert **"(e)"**.

Page 2, line 27, strike "(e)" and insert **"(f)"**.

and when so amended that said bill do pass.

(Reference is to SB 88 as introduced.)

LAWSON C, Chairperson

Committee Vote: Yeas 10, Nays 0.

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